

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: AUGUST 19, 2009

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: M. MARGO WHEELER

☐ Consent ☒ Discussion

SUBJECT:

ROC-35171 - REVIEW OF CONDITION - SPECIAL USE PERMIT – PUBLIC HEARING -
 APPLICANT/OWNER: AHMED PEYGHAMBARIAN - Request for a Review of Condition to
 delete Condition Number 4 of a previously approved Special Use Permit (SUP-20462) WHICH
 STATED THAT THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE BEER, WINE
 COOLERS OR SCREW CAP WINE IS PROHIBITED. ALL SUCH PRODUCTS SHALL
 REMAIN IN THEIR ORIGINAL CONFIGURATIONS AS SHIPPED BY THE
 MANUFACTURER. FURTHER, NO REPACKAGING OF CONTAINERS INTO GROUPS
 SMALLER THAN THE ORIGINAL SHIPPING CONTAINER SIZE SHALL BE PERMITTED
 AT 850 North Decatur Boulevard (APN 139-30-301-001), C-1 (Limited Commercial) Zone,
 Ward 5 (Barlow). Staff recommends DENIAL.

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

6

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location and Aerial Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Justification Letter
5. City Council Approval Letter for SUP-20462
6. Protest Postcards
7. Submitted after Final Agenda - Protest Postcards
8. Submitted after Meeting - Protest Postcards and Recordation Notice of Council Action and Conditions of Approval

Motion made by RICKI Y. BARLOW to Approve subject to conditions

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, LOIS TARKANIAN, STEVE WOLFSON, OSCAR B. GOODMAN,
 GARY REESE, STEVEN D. ROSS, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

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AHMED PEYGHAMBARIAN was present and available to answer any questions.

MICHAEL McDONALD, 4908 Carmen Boulevard, appearing on behalf of the North Ridge Terrace Homeowners Association, commended the applicant for helping to revitalize the neighborhood. However, he remarked that there was some concern regarding the sale of individual liquor containers.

COUNCILMAN BARLOW explained that the applicant operated his business at the same location before deciding to demolish the store and do a total rebuild. At the time, MR. PEYGHAMBARIAN had been selling individual liquor containers and should be allowed to continue to do so.

MARGO WHEELER, Director of Planning and Development, clarified for COUNCILMAN BARLOW that a motion for approval would satisfy MR. PEYGHAMBARIAN'S request by deleting Condition 4 of the previously approved special use permit.

Having worked with the applicant in previous years, COUNCILMAN BARLOW remarked that a review period was not necessary.

MAYOR GOODMAN declared the Public Hearing closed.

